

## **MINUTES**

### **MONTANA HOUSE OF REPRESENTATIVES 60th LEGISLATURE - REGULAR SESSION**

#### **JOINT APPROPRIATIONS SUBCOMMITTEE ON GENERAL GOVERNMENT AND TRANSPORTATION**

**Call to Order:** By Chairman Janna Taylor, on February 5, 2007 at 10:00 A.M., in Room 317-B Capitol.

#### **ROLL CALL**

**Members Present:**

Rep. Janna Taylor, Chairman (R)  
Sen. Rick Laible (R)  
Rep. Bill McChesney (D)  
Rep. Jon C. Sesso (D)  
Rep. John Sinrud (R)  
Sen. Corey Stapleton (R)  
Sen. Carol Williams (D)

**Members Excused:** None.

**Members Absent:** Sen. Lane L. Larson, Vice Chairman (D)

**Staff Present:** Amy Sassano, OBPP  
Brent Doig, OBPP  
Debbie Carlson, Committee Secretary  
Greg DeWitt, Legislative Branch

**Audio Committees:** These minutes are in outline form only. They provide a list of participants and a record of official action taken by the committee. The link to the audio recording of the meeting is available on the Legislative Branch website.

**Committee Business Summary:**

Hearing & Date Posted:

Executive Action: Department of Revenue  
Public Defender's Office

**DEPARTMENT OF REVENUE**

**Discussion:**

00:00:00 Greg DeWitt  
00:00:50 Rep Taylor  
00:01:30 Mr. DeWitt  
00:02:15 Sen. Laible  
00:02:39 Mr. DeWitt  
00:03:44 Rep. Sesso  
00:04:09 Mr. DeWitt  
00:04:58 Amy Sassano  
00:05:34 Rep. Sinrud  
00:06:07 Lisa Smith, Department of Revenue  
00:06:55 Rep. Sinrud  
00:07:03 Ms. Smith

00:07:37 **Motion:** Rep. Sesso moved Part 1 and Part 4 of **DP 0201**  
**BE ADOPTED.**

**Discussion:**

00:08:01 Rep. Sinrud  
00:09:26 Mr. DeWitt  
00:10:56 Ms. Sassano  
00:12:29 Rep. Sinrud  
00:12:59 Rep. Taylor

00:13:45 **Substitute Motion/Vote:** Rep. Sesso changed motion to  
postpone Part 1 and consider just Part 4. Motion to  
adopt Part 4 carried 5-3 with Rep. Sinrud, Sen. Laible  
and Rep. Taylor voting no. Sen. Larson and Sen.  
Stapleton voted aye by proxy.

00:15:45 Rep. Taylor  
00:16:15 Mr. DeWitt

**DP 7015 PROCESSING RETURNS & REFUNDS**

00:16:48 **Motion/Vote:** Rep. Sesso moved that DP 7015 **BE ADOPTED**  
as presented. Motion failed 3-4 with Rep. McChesney,  
Sen. Williams, and Rep. Sesso voting aye. Rep. Sinrud  
and Sen. Stapleton voted no by proxy.

**Discussion:**

00:18:02 Sen. Williams  
00:18:38 Mr. DeWitt  
00:19:01 Sen. Williams  
00:19:22 Rep. Sinrud

**DP 202 FREE ELECTRONIC FILING**

**Discussion:**

00:20:29 Rep. Sesso  
00:21:58 Mr. DeWitt  
00:22:29 Rep. Taylor  
00:22:47 Rep. Sesso  
00:23:35 Mr. DeWitt  
00:23:52 Rep. Taylor

00:24:09 **Motion:** Rep. Sesso moved that DP 202 **BE ADOPTED** OTO  
for tools necessary, no FTE.

**Discussion:**

00:24:35 Rep. Sinrud  
00:24:45 Mr. Sesso  
00:24:50 Ms. Sassano  
00:25:29 Rep. Sinrud  
00:26:08 Rep. Taylor  
00:26:16 Ms. Sassano  
00:26:41 Rep. Sinrud  
00:26:50 Ms. Sassano  
00:27:13 Rep. Sesso withdrew his motion.  
00:27:47 Rep. Sinrud

**LIQUOR CONTROL DIVISION**

00:28:40 Mr. DeWitt

**DP 301 LIQUOR SYSTEM REFORMS**

**Discussion:**

00:29:45 Rep. Sesso  
00:30:48 Ms. Sassano  
00:31:21 Rep. Taylor

00:31:32 **Motion:** Rep. Sesso moved that DP 301 **BE ADOPTED** with  
\$47,520 in first year and \$43,680 in second year for  
one FTE associated with non-resident licensing issue.

**Discussion:**

00:32:10 Sen. Laible  
00:32:20 Mr. DeWitt  
00:32:41 Rep. McChesney

00:33:54 **Vote:** Motion carried 5-3 by roll call vote with Rep.  
Sinrud and Rep. Taylor voting no. Rep. Larson voted  
aye by proxy and Sen. Stapleton voted no by proxy.

00:34:54 Mr. DeWitt

00:35:30 **Motion/Vote:** Rep. Sesso moved language as presented. Motion carried 5-3 by roll call vote with Rep. Sinrud and Rep. Taylor voting no. Rep. Larson voted aye by proxy and Sen. Stapleton voted no by proxy.

**DP 7013 CITIZEN SERVICES**

00:36:28 **Motion/Vote:** Rep. Sesso moved that portions of DP 7013 **BE ADOPTED**, \$135,000 per year, \$75 for toll-free line, \$60,000 for printing. Motion carried 5-3 with Rep. Sinrud, Sen. Laible, and Rep. Taylor voting no.

00:38:42 Mr. DeWitt

**DP 7014 LOCAL GOVERNMENT 40 MILL REIMBURSEMENT**

00:39:54 Mr. DeWitt

00:40:26 **Motion/Vote:** Rep. Sesso moved that DP 7014 **BE ADOPTED**. Motion carried 6-0 present and voting.

**Discussion:**

00:40:41 Sen. Laible

00:41:20 Mr. DeWitt

**DP 7012 TAX GAP ANALYSIS**

00:42:04 Rep. Taylor

**DP 7019 COMPLIANCE - AUDIT & COLLECTIONS**

00:45:01 **Motion:** Rep. Sesso moved that DP 7019 (23 FTE first year, 23 FTE second year) **BE ADOPTED**. Motion failed 3-4 present and voting by roll call vote with Rep. McChesney, Sen. Williams and Rep. Sesso voting aye. Sen. Stapleton voted no by proxy.

**Discussion:**

00:46:58 Rep. Sinrud

00:47:08 Rep. Sesso

**DP 7020 FEDERAL ROYALTY AUDIT PROGRAM**

00:48:27 **Motion/Vote:** Rep. Sesso moved DP 7020 **BE ADOPTED** as presented. Motion carried 6-0 present and voting.

**DP 7022 CHILD SUPPORT DEBIT COLLECTION COSTS**

00:49:17 **Motion:** Rep. Sesso moved that DP 7022 **BE ADOPTED**. Motion carried 6-0 present and voting.

**Discussion:**

00:49:40 Rep. Taylor  
00:50:08 Mr. DeWitt  
00:51:00 Rep. Sinrud  
00:51:12 Ms. Sassano  
00:53:58 Mr. DeWitt

**COLLECTION SERVICES PROGRAM**

00:54:43 **Motion/Vote:** Rep. Sesso moved rates as presented. Motion carried 6-0 present and voting.

**DP 802 REAPPRAISAL - GIS STAFF**

00:55:41 **Motion/Vote:** Rep. Sesso moved to fund 5 FTE working now OTO. Motion failed 3-4 with Rep. McChesney, Sen. Williams and Rep. Sesso voting aye. Sen. Stapleton voted no by proxy. Sen. Larson did not vote.

00:57:33 Mr. DeWitt

**DP 8012 MAINTAIN PARCEL COUNT CASELOAD**

00:58:57 **Motion:** Rep. Sesso moved that DP 8012 (1/3 of the request, 8 FTE in first year, 8 FTE in second year) **BE ADOPTED**. Motion carried 6-0 present and voting by roll call vote.

**Discussion:**

00:59:59 Mr. DeWitt  
01:01:15 Rep. Sinrud  
01:01:31 Rep. Sesso  
01:02:29 Ms. Sassano  
01:03:07 Rep. Sesso

**DP 8021 PAD FIELD OFFICE RENT**

01:04:30 **Motion/Vote:** Rep. Sesso moved DP 8021 as presented.  
Motion carried 5-3 by roll call vote with Rep. Sinrud  
and Rep. Taylor voting no. Sen. Larson voted aye by  
proxy. Sen. Stapleton voted no by proxy.

01:05:22 Sen. Williams

01:06:13 Rep. Taylor

**OFFICE OF PUBLIC DEFENDER**

01:07:01 Pat Gervais

**EXHIBIT(jgh25a01)**

**Discussion:**

01:08:23 Rep. Taylor

01:08:37 Ms. Gervais

01:09:18 Sen. Laible

01:09:35 Ms. Gervais

01:12:36 Rep. Sesso

01:12:54 Ms. Gervais

01:14:35 **Motion/Vote:** Rep Sesso moved Part 1, to restore the  
statewide present law adjustment to the budget request.  
Motion failed 3-4 by voice vote, present and voting  
with Rep. Sinrud, Sen. Laible, Sen. Stapleton and Rep.  
Taylor voting no.

**Discussion:**

01:15:28 Rep. Sinrud

01:17:11 Rep. Sesso

01:17:39 Rep. Sinrud

01:18:01 Rep. Sesso

01:19:08 Brent Doig, Office of Budget and Program Planning

01:19:38 Rep. Sinrud

01:20:49 Rep. Sesso

01:24:10 Rep. Sinrud

01:24:20 Ms. Gervais

01:25:06 Rep. Sinrud

01:25:15 Ms. Gervais

01:31:34 Mr. Doig

01:32:33 Sen. Stapleton

01:36:01 Rep. Sinrud

01:37:49 Rep. Sesso

01:41:09 Rep. Taylor

01:41:35 **Substitute Motion:** Rep. Sinrud made a substitute motion that Part 1, Part 2 and Part 3 in the amount of \$14,337,954.80 for the year 2008 and \$14,911,473 for the year 2009 **BE ADOPTED**. Motion carried 7-0 present and voting by roll all vote.

**DP 104 FITNESS TO PROCEED**

01:43:43 Rep. Taylor

01:44:00 **Motion/Vote:** Sen. Williams moved DP 104 **BE ADOPTED**. Motion carried 5-3 by voice vote with Rep. Taylor, Sen. Stapleton and Sen. Larson voting no.

**DP 105 MISC. STATE SPECIAL REVENUE**

01:44:50 Rep. Taylor

01:45:10 Ms. Gervais

01:45:50 **Motion/Vote:** Rep. Sesso moved that DP 105 **BE ADOPTED**. Motion carried 7-1 by voice vote with Rep. Sinrud voting no.

**APPELLATE DEFENDER**

**Discussion:**

01:46:26 Ms. Gervais

01:47:18 Rep. Sinrud

01:47:48 Ms. Gervais

01:48:08 Mr. Doig

01:48:21 Randy Hood, Appellate Defender Office

01:49:49 **Motion/Vote:** Rep. Sesso moved the approval of based budget and the statewide present law adjustments. Motion carried 6-0 present and voting by voice vote.

**Discussion:**

01:51:22 Mr. Sesso

01:51:31 Rep. Taylor

01:51:49 Mr. DeWitt

**ADJOURNMENT**

Adjournment: 12:00 P.M.

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REP. JANNA TAYLOR, Chairman

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DEBBIE CARLSON, Secretary

JT/dc

Additional Exhibits:

**EXHIBIT ([jgh25aad.pdf](#))**